

**IN THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

IN THE MATTER OF

THARON BRADLEY,

DEBTOR

IN PROCEEDINGS
UNDER CHAPTER 13

CASE NO. 18-16173

JUDGE: Goldgar,

NOTICE OF MOTION

Notified via Electronic Filing

U.S. Trustee, 219 S Dearborn St, Room 873, Chicago, IL 60604

Marilyn Marshall, 224 South Michigan, Ste 800, Chicago, IL 60604

Patrick Semrad, The Semrad Law Firm, LLC, 20 S. Clark St., 28th Floor, Chicago
60603

Notified via US Postal Service

Tharon Bradley, 4600 Blarney Dr, Matteson, IL 60443

Please take notice that on the 24th day of September, 2019, at the hour of 9:30 a.m. or as soon thereafter as I may be heard, I shall appear before the Honorable Judge A. Benjamin Goldgar, Courtroom 642 at the United States Bankruptcy Court, 219 S Dearborn, Chicago, IL 60604 or before any other Bankruptcy Judge who may be presiding in his/her place and stead and shall then and there present the accompanying motion. At that time and place you may attend if you so choose.

AFFIDAVIT OF SERVICE

The undersigned hereby certifies that he/she caused a true and correct copy of the above and foregoing document to be sent to the Debtor at the address listed below. Said copy was placed in an envelope addressed as listed below and placed in the U.S. Mail on September 16, 2019, with first class postage prepaid. All other parties entitled to notice received such notice electronically, through the office of the Clerk of the Court.

Respectfully Submitted,

/s/ Michael N. Burke

Mike Kalkowski ARDC #6185654
Richard B. Aronow ARDC# 03123969
Michael N. Burke ARDC#6291435
Shapiro Kreisman & Associates, LLC
2121 Waukegan Road, Suite 301
Bannockburn, IL 60015
(847) 291-1717
Attorneys for Movant
17-083858

The firm of Shapiro Kreisman & Associates, LLC is a debt collector. This is an attempt to collect a debt. Any information may be used for that purpose. If your personal liability for this debt has been extinguished, discharged in bankruptcy or if a court order prohibits collecting this debt from you personally, then this is an attempt to enforce the Movant's rights with respect to the property addressed herein, and it is not an attempt to collect the debt from you personally.

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**MOTION FOR RELIEF FROM THE AUTOMATIC STAY OR IN THE ALTERNATIVE
DISMISSAL OF THE CASE**

NOW COMES the Movant, U.S. Bank National Association, as Trustee for HarborView Mortgage Loan Trust 2006-4, Mortgage Loan Pass-Through Certificates, Series 2006-4, by and through its attorneys, Shapiro Kreisman & Associates, LLC, and states as follows:

1. On June 6, 2018, the above-named Debtor filed a Petition pursuant to 11 USC § 1301, et. seq. and a Plan which was confirmed on August 28, 2018.
2. A material term of said plan called for the Debtor to make post-petition monthly mortgage payments directly to the Movant commencing with the installment that came due on July 1, 2018.
3. Notwithstanding said material term, said post-petition mortgage payments are in default in the amount of \$3,991.33 through September 30, 2019:

8/1/2019 - 9/1/2019 monthly payments	= \$	5,721.90
at \$2,860.95 each		
Suspense balance	= \$	(2,761.57)
Bankruptcy MFR court cost	= \$	181.00
Bankruptcy Attorneys' fees	= \$	850.00
TOTAL	= \$	3,991.33

4. By failing to make current mortgage payments, the Debtor has failed to provide the Movant with adequate protection for its security, contrary to the requirements of the Bankruptcy Code.

5. Attached are redacted copies of any documents that support the claim, such as promissory notes, purchase order, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements in support of right to seek a lift of the automatic stay and foreclose if necessary.

6. That the Movant adopts the facts set forth in the Statement of Default as additional allegations in support of this motion.

7. This failure constitutes a material default entitling Movant to relief pursuant to 11 U.S.C. §362(d).

8. For the reasons set forth above, it would be inequitable to delay the enforcement of any order modifying the automatic stay with respect to the Movant.

WHEREFORE, U.S. Bank National Association, as Trustee for HarborView Mortgage Loan Trust 2006-4, Mortgage Loan Pass-Through Certificates, Series 2006-4, moves this Honorable Court to modify the automatic stay to allow U.S. Bank National Association, as Trustee for HarborView Mortgage Loan Trust 2006-4, Mortgage Loan Pass-Through Certificates, Series 2006-4 to foreclose the mortgage or, in its sole discretion, to accept a short sale or deed in lieu of foreclosure on the property located at: 4600 Blarney Drive, Matteson, IL 60443; that the unpaid portion of any proof of claim or stipulation calling for payment of the debt secured by that mortgage be withdrawn for purposes of these proceedings only and that Federal Bankruptcy Rule 4001(a)(3) be

waived or dismiss the case.

Respectfully submitted,

/s/ Michael N. Burke

Attorney for U.S. Bank National Association, as
Trustee for HarborView Mortgage Loan Trust 2006-4,
Mortgage Loan Pass-Through Certificates, Series
2006-4

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